

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Oct 05, 2023

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

NATALY L.,

Plaintiff,

v.

KILOLO KIJAKAZI, ACTING
COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

No. 1:23-CV-03092-ACE

ORDER GRANTING STIPULATED
MOTION FOR REMAND
PURSUANT TO SENTENCE FOUR
OF 42 U.S.C. § 405(g)

ECF No. 12

BEFORE THE COURT is the parties' stipulated motion to remand the above-captioned matter to the Commissioner for additional administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 12. Attorney D. James Tree represents Plaintiff; Special Assistant United States Attorney Edmund Darcher represents Defendant. After considering the file and proposed order, **IT IS ORDERED:**

1. The parties' Stipulated Motion for Remand, **ECF No. 12**, is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative action pursuant to sentence four of 42 U.S.C. § 405(g).

On remand, the Appeals Council shall instruct the Administrative Law Judge (ALJ) to further develop the record as additionally needed, offer Plaintiff the opportunity for a new hearing, and issue a new decision.

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2. **Judgment shall be entered for PLAINTIFF.**

3. Plaintiff's opening brief moving for a remand, **ECF No. 10**, is
STRICKEN AS MOOT.

4. An application for attorney fees and costs may be filed by separate motion.

IT IS SO ORDERED. The District Court Executive is directed to enter this Order, forward copies to counsel, and **CLOSE THE FILE.**

DATED October 5, 2023.



A handwritten signature in blue ink that reads "Alexander C. Ekstrom". The signature is written in a cursive, flowing style.

ALEXANDER C. EKSTROM

UNITED STATES MAGISTRATE JUDGE